IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 11TH JUNE 2007 / 21ST JYAISHTA 1929

WP(C).No. 12752 of 2007(R)

PETITIONERS:

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1. JOHN FRANCY, KODAMULLIL HOUSE,
   THEKKUMBHAGAM P.O., THODUPUZHA,
   IDUKKI DISTRICT.

2. PUSHPA RANI FRANCY @ ALPHONASA GEORGE,
   W/O.FRANCY JOHN, KODAMULLIL HOUSE,
   THEKKUMBHAGAM P.O., THODUPUZHA,
   IDUKKI DISTRICT.

BY ADV. SRI.K.BABU THOMAS

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
   THE SECRETARY TO THE GOVRNMENT, LOCAL
   ADMINISTRATION, LOCAL SELF GOVERNMENT INSTITUTIONS
   SECRETARIAT, TRIVANDRUM.

2. THE CHIEF REGISTRAR OF BIRTHS AND
   DEATHS, GOVERNMENT OF KERALA, TRIVANDRUM.

3. THE DISTRICT REGISTRAR OF BIRTHS
   AND DEATHS, KOTTAYAM DISTRICT.

4. THE REGISTRAR OF BIRTHS AND DEATHS,
   PALA MUNICIPALITY, MUNICIPAL OFFICE,
   PALA.

BY ADV. SRI.V.M.KURIAN
GOVERNMENT PLEADER SRI. BENJAMIN PAUL.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C)NO.12752 OF 2007

APPENDIX

PETITIONERS' EXHIBITS

EXT.P1: TRUE COPY OF BIRTH CERTIFICATE ISSUED BY THE 4TH RESPONDENT.

EXT.P2: TRUE COPY OF APPLICATION SUBMITTED TO THE 4TH RESPONDENT FOR CORRECTION OF NAME.

/TRUE COPY/

PA TO JUDGE.

S. SIRI JAGAN, J.

W.P.(C)NO. 12752 OF 2007

DATED THIS THE 11th DAY OF JUNE, 2007

JUDGMENT

The petitioners seek correction of the name of their child in the birth register. The learned counsel for respondents 2 to 4 makes available to me a copy of the application form submitted by the 1st petitioner himself for extract from the register - births in which the 1st petitioner himself has given the name of the child as 'John Francy', which he now seeks corrected as 'Allen John Francy'. Therefore, it is clear that the entry in the birth register is not by mistake but as per the information supplied by the petitioners themselves. That being so, the remedy available to the petitioner is to change the name of the child by publishing in the official gazette.

In the above circumstances, there is no merit in the writ petition and accordingly, the same is dismissed.

S. SIRI JAGAN, JUDGE

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